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First Named Applicant: Auerbach) Art Unit: 2651
 Serial No.: 10/786,692)
 Filed: February 25, 2004) Examiner: Slavitt
 For: SYSTEM AND METHOD FOR) HSJ920030241US1
 CORRECTING FOR HEAD TILT IN) 750 B Street, Suite 3120
 HDD) San Diego, CA 92101
) Customer No.: 24955

SEP 18 2005

FACSIMILE TRANSMITTAL LETTER FOR TERMINAL DISCLAIMER
AND RESPONSE TO OFFICE ACTION

Commissioner for Patents
 Alexandria, VA 22313
 Facsimile No.: (571) 273-8300

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Dear Sir:

In connection with the above-captioned case, enclosed herewith are the following:

- (1) A Terminal Disclaimer (1 pg.) and
- (2) Response to Office Action (1 pg.).

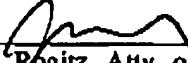
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The Commissioner is hereby authorized to charge payment for any additional filing fees required under 37 CFR 1.16 or any patent application processing fees under 37 CFR 1.17 in association with this communication or credit any overpayment to Deposit 50-2587.

Respectfully submitted,

09/20/2005 MAHMEDI 00000093 502587 10786692

01 FC:1814 130.00 DA


 John L. Rogitz, Atty. of Record, Reg. No. 33,549
 750 "B" Street, Suite 3120, San Diego, CA 92101
 Telephone: (619) 338-8075

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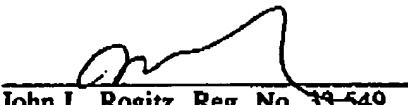
First Named Applicant: Auerbach)	Art Unit: 2651
Serial No.: 10/786,692)	Examiner: Slavitt
Filed: February 25, 2004)	HSJ920030241
For: SYSTEM AND METHOD FOR CORRECTING FOR)	September 11, 2005
HEAD TILT IN HDD)	750 B STREET, Suite 3120
)	San Diego, CA 92101
)	

I, John L. Rogitz, certify that, to the best of my knowledge and belief, the entire title to the present U.S. patent application and to U.S. Pat. App. 10/787,668 ("prior application") reside in Hitachi Global Storage Technologies ("the assignee").

Further, the assignee hereby agrees that any patent granted on the above-identified U.S. patent application shall be enforceable only for and during such period that said patent is commonly owned with the prior application, said agreement further being binding on any subsequent successors and assigns. The assignee hereby disclaims the terminal part of the statutory term any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173 as presently shortened by any terminal disclaimer of any patent granted on the prior application.

The assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent granted on the prior application in the event that said patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for separation of legal title as set forth above.

Respectfully submitted,



John L. Rogitz, Reg. No. 33,549